IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE M.N.KRISHNAN

WEDNESDAY, THE 19TH DECEMBER 2007 / 28TH AGRAHAYANA 1929

WP(C).No. 37876 of 2007(H)

OS.658/2006 of I ADDL.SUB COURT,ERNAKULAM

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PETITIONER:

SREEDEVI K.MENON, W/O.N.MANOJ KUMAR,
AGED 28 YEARS, FORMERLY RESIDING AT 'SREENILAYAM'
AND NOW RESIDING AT 5/762, MALAMEL HOUSE,
NEAR EVER READY GODOWN, EDAPPALLY TOLL,
EDAPPALLY-682024, KANAYANNUR TALUK.

BY ADV. SRI.K.A.SALIL NARAYANAN
SRI.NELSON J.MANAYIL
SRI.ANTONY GEROGE.

RESPONDENT:

RAJAMMA, W/O.KRISHNANKUTTY MENON,
AGED 73 YEARS, RESIDING AT 'SREELIAYAM',
NEAR MAY FLOWER APARTMENTS, MAMANGALAM KARA,
NORTH JANATHA ROAD, PALARIVATTOM P.O.,
KANAYANNUR TALUK.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 19/12/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

M.N.KRISHNAN, J.

W.P.(C). NO. 37876 OF 2007

Dated this the 19th day of December, 2007

J U D G M E N T

The relief sought for in this writ petition is to direct the 1st Addl. Sub Court, Ernakulam, to dispose of O.S. 658/06 and to consider Exts.P11 and P12 before further proceeding with the suit. Learned counsel for the writ petitioner submits that today the suit has been dismissed by the court below without considering Exts.P11 and P12. Since the suit is already dismissed, I reserve the right of the writ petitioner to challenge the non-consideration of Exts.P11 and P12 by the court below at the appropriate stage.

The writ petition is disposed of accordingly.

M.N.KRISHNAN, JUDGE

vps